

Please type a plus sign (+) inside this box



<b>UTILITY PATENT APPLICATION TRANSMITTAL</b>		<i>(Only for new nonprovisional applications under 37 CFR 1.53(b))</i>	Attorney Docket No. <b>4068P009D</b>
		First Inventor <b>Busey, et al.</b>	
		Title <b>An Automatic Call Distribution System Using Computer Network-Based Communication</b>	
		Express Mail Label No. <b>EV336588745US</b>	

12264 U.S.P.T.O.  
10/675180  
09/29/03

### APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

1.  Fee Transmittal Form (e.g., PTO/SB/17)  
*(Submit an original and a duplicate for fee processing)*
2.  Applicant claims small entity status.  
See 37 CFR 1.27.
3.  Specification *[Total Pages 59]*
  - Descriptive title of the Invention
  - Cross References to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (*if filed*)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4.  Drawing(s) *(35 U.S.C. 113)* *[Total Sheets 16]*
5. Oath or Declaration (signed) *[Total Pages 14]*
  - a.  Newly executed (original or copy)
  - b.  Copy from a prior application (37 C.F.R. § 1.63(d))  
*(for continuation/divisional with Box 18 completed)*
    - i.  **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6.  Application Data Sheet. See 37 CFR 1.76
7.  CD-ROM or CD-R in duplicate, large table or Computer Program (*Appendix*)
8. Nucleotide and/or Amino Acid Sequence Submission (*if applicable, all necessary*)
  - a.  Computer Readable Form (CRF)
  - b. Specification Sequence Listing on:
    - i.  CD-ROM or CD-R (2 copies); or
    - ii.  paper
  - c.  Statements verifying identity of above copies
9.  Assignment Papers (cover sheet & document(s))
10.  37 C.F.R. § 3.73(b) Statement  Power of Attorney (*when there is an assignee*)
11.  English Translation Document (*if applicable*)
12.  Information Disclosure Statement (IDS)/PTO-1449  Copies of IDS Citations
13.  Preliminary Amendment  Application Amended to Reflect Claim of Priority
14.  Return Receipt Postcard (MPEP 503) (*Should be specifically itemized*)
15.  Certified Copy of Priority Document(s) (*if foreign priority is claimed*)
16.  Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i).  
Applicant must attach form PTO/SB/35 or its equivalent.
17.  Other: Copy of postcard with certificate mailing label showing contents therein. Power of Attorney By Assignee and Rev. of Previous Powers(4 pages)

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

Continuation  Divisional  Continuation-in-part (CIP)

of prior application No: **09/209,800**

Prior application Information: Examiner Tieu, B. Group/Art Unit: 2642

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

### 18. CORRESPONDENCE ADDRESS

<input checked="" type="checkbox"/> Customer Number	<b>08791</b>		or <input type="checkbox"/> Correspondence address below
Name			
Address			
City	State	Zip Code	
Country	Telephone	(408) 720-8300	Fax (408) 720-8383

Name (Print/Type)	Saina S. Shamilov	Registration No. (Attorney/Agent)	48,266
Signature		Date	09/29/03

Based on PTO/SB/05 (08-03) as modified by Blakely, Sokoloff, Taylor & Zafman (wlr) 08/11/2003.  
SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

# FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27.

**TOTAL AMOUNT OF PAYMENT** (\$)

822.00

*Complete if Known*

Application Number

Filing Date

First Named Inventor

Busey, et al.

Examiner Name

Tieu, B.

Group/Art Unit

2642

Attorney Docket No.

4068P009D

## METHOD OF PAYMENT (check all that apply)

Check     Credit card     Money Order     Other     None  
 Deposit Account

Deposit Account Number **02-2666**

Deposit Account Name **Blakely, Sokoloff, Taylor & Zafman LLP**

The Commissioner is authorized to: (check all that apply)

- Charge fee(s) indicated below     Credit any overpayments  
 Charge any additional fee(s) required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1001	750	2001	375	Utility filing fee
1002	330	2002	165	Design filing fee
1003	520	2003	260	Plant filing fee
1004	750	2004	375	Reissue filing fee
1005	160	2005	80	Provisional filing fee
<b>SUBTOTAL (1)</b>		(\$)		<b>750.00</b>

### 2. EXTRA CLAIM FEES

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid				
			20*	=	4	X	18.00	=	72.00
			3**	=	0	X	84.00	=	\$0.00

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple Dependent claim, if not paid
1204	84	2204	42	**Reissue independent claims over original patent
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent
<b>SUBTOTAL (2)</b>		(\$)		<b>72.00</b>

\*\*or number previously paid, if greater, For Reissues, see below

### 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1051	130	2051	65 Surcharge - late filing fee or oath
1052	50	2052	25 Surcharge - late provisional filing fee or cover sheet
2053	130	2053	130 Non-English specification
1812	2,520	1812	2,520 For filing a request for ex parte reexamination
1804	920*	1804	920* Requesting publication of SIR prior to Examiner action
1805	1,840*	1805	1,840* Requesting publication of SIR after Examiner action
1251	110	2251	55 Extension for reply within first month
1252	410	2252	205 Extension for reply within second month
1253	930	2253	465 Extension for reply within third month
1254	1,450	2254	725 Extension for reply within fourth month
1255	1,970	2255	985 Extension for reply within fifth month
1404	320	2401	160 Notice of Appeal
1402	320	2402	160 Filing a brief in support of an appeal
1403	280	2403	140 Request for oral hearing
1451	1,510	2451	1,510 Petition to institute a public use proceeding
1452	110	2452	55 Petition to revive - unavoidable
1453	1,300	2453	650 Petition to revive - unintentional
1501	1,300	2501	650 Utility issue fee (or reissue)
1502	470	2502	235 Design issue fee
1503	630	2503	315 Plant issue fee
1460	130	2460	130 Petitions to the Commissioner
1807	50	1807	50 Prosessing fee under 37 CFR 1.17(q)
1806	180	1806	180 Submission of Information Disclosure Stmt
8021	40	8021	40 Recording each patent assignment per property (times number of properties)
1809	750	1809	375 Filing a submission after final rejection (37 CFR § 1.129(a))
1810	750	2810	375 For each additional invention to be examined (37 CFR § 1.129(b))
1801	750	2801	375 Request for Continued Examination (RCE)
1802	900	1802	900 Request for expedited examination of a design application
Other fee (specify)			

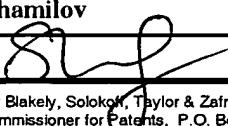
\* Reduced by Basic Filing Fee Paid

**SUBTOTAL (3)**

(\$)

## SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Saina S. Shamilov	Registration No. (Attorney/Agent)	48,266	Telephone	(408) 720-8300
Signature				Date	09/29/03

Based on PTO/SB/17 (08-03) as modified by Blakely, Sokoloff, Taylor & Zafman (wlr) 08/11/2003.  
SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

EV336588745US

"Express Mail" mailing label number: EV336588745US  
Date of Deposit: September 29, 2003

I hereby certify that I am causing this paper or fee to  
be deposited with the United States Postal Service  
"Express Mail Post Office to Addressee" service on  
the date indicated above and that this paper or fee  
has been addressed to the Commissioner for Patents,  
P.O. Box 1450, Alexandria, Virginia 22313-1450

Carla Vignola

(Typed or printed name of person mailing paper or fee)

9/29/03  
(Signature of person mailing paper or fee)

(Date signed)

Application No.: \_\_\_\_\_ Filing Date: \_\_\_\_\_ BSTZ Docket #: 004068.P009D Atty/Sec: JHS/SSS/cv  
Date Mailed: 09/29/2003 Docket Due Date(s): \_\_\_\_\_ Client: AVAYA INC  
Title An Automatic Call Distribution System Using Computer Network-Based Communication

Inventor(s) Busey et al.

*The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:*

- Amendment: Preliminary (10 pgs)  
 Appeal Brief & two copies (   pgs)  
 Application: Divisional  
(59 pages w/ cover & abstract)  
 Application Amended to Reflect Claim of Priority  
 Assignment & Cover Sheet (   pgs)  
 Certificate of  
 Continued Prosecution Application (CPA)  
 Declaration & POA (14 pgs) (signed)  
 Drawings: 16 sheets, 22 figures  
 Express Mail No: EV336588745US  
 Extension of Time: \_\_\_\_\_  
 Fee Transmittal (original & copy)  
 Other Copy of postcard w/express mail label showing contents therein, POA by Assignee and Rev. of Previous Powers (4 pages)
- Information Disclosure Statement & PTO/SB/08 (7 pgs)  
 Issue Fee Transmittal (original & copy)  
 Nonpublication Request Under 35 U.S.C. 122(b)(2)(B)(i)  
 Notice of Appeal  
 Petition for: \_\_\_\_\_  
 Request for Continued Examination (RCE)  
 Reply Brief (   pgs)  
 Request to Rescind Previous Nonpublication Request  
 Response to Notice of Missing Parts & Formalities Letter  
 Terminal Disclaimer  
 Transmittal of Formal Drawings  
 Transmittal of Publication Fee Due  
 Transmittal Letter  
 Check No. 60258 in the Amount of \$822.00  
 Check No. in the Amount of

SV  
Assignee: Avaya Technology Corp.

Atty. Docket. No.: 4068.P009D

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of )  
Busey, et al. )      Examiner: Unassigned  
Serial No. Unassigned )      Art Unit: Unassigned  
Filing Date: Herewith )  
For: AUTOMATIC CALL DISTRIBUTION )  
    SYSTEM USING COMPUTER )  
    NETWORK-BASED COMMUNICATION )  
Divisional of )  
Serial No. 09/209,800 )  
Filing Date: December 11, 1998 )

Box: Patent Application  
Assistant Commissioner for Patents  
Washington, D.C. 20231

SUBMISSION OF FORMAL DRAWINGS

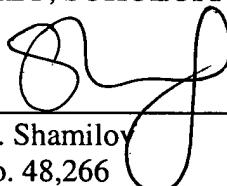
Sir:

Enclosed herewith for filing in the above-identified application are 16 sheets of formal drawings.

If there are any further charges please charge them to Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP



Saina S. Shamilov  
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Date: September 29, 2003

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